

JOURNAL OF THE HOUSE

EIGHTY-EIGHTH SESSION

TWENTY-EIGHTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Friday, February 22, 2013

The House convened at 12:30 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Pastor Susan Carr, followed by the Pledge of Allegiance led by House page Devin Kurtz.

Roll Call: All members present except Reps. Heinert, Munsterman, and Schrempp who were excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the twenty-seventh day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Brian G. Gosch, Chair

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on Appropriations respectfully reports that it has had under consideration SB 31 and returns the same with the recommendation that said bill do pass.

Respectfully submitted,
Fred W. Romkema, Chair

Also MR. SPEAKER:

The Committee on State Affairs respectfully reports that it has had under consideration SB 83 and 89 and returns the same with the recommendation that said bills do pass.

Also MR. SPEAKER:

The Committee on State Affairs respectfully reports that it has had under consideration SB 56 and returns the same with the recommendation that said bill do pass and be placed on the consent calendar.

Also MR. SPEAKER:

The Committee on State Affairs respectfully reports that it has had under consideration SB 34 and returns the same with the recommendation that said bill be amended as follows:

340a

On page 1, line 7, of the printed bill, delete everything after "upon" and insert "expiration or early termination of the lease dated July 25, 2012, between the department and the Yankton County Historical Society, Inc., which lease is hereby ratified. The sale may be made if the department determines that the improvements described in the lease have been made as described in the lease, and that the Mead Building is ready for occupancy. If the department determines to sell the property, the Yankton County Historical Society, Inc. shall be given credit against the purchase price for any increase in the fair market value of the property resulting from improvements that have been made by the Yankton County Historical Society, Inc., at its expense, up to the fair market value of the property at the time of the sale. Upon sale of the property,".

On page 1, delete lines 8 and 9.

On page 1, line 15, delete "satisfaction of the conditions" and insert "the department's determination to sell the property as described".

1 And that as so amended said bill do pass.

2 Also MR. SPEAKER:

3 The Committee on State Affairs respectfully reports that it has had under consideration
4 SB 110 which was deferred to the 41st Legislative Day.

5 Respectfully submitted,
6 David Lust, Chair

7 Also MR. SPEAKER:

8 The Committee on Education respectfully reports that it has had under consideration
9 SB 194 and returns the same with the recommendation that said bill do pass.

10 Also MR. SPEAKER:

11 The Committee on Education respectfully reports that it has had under consideration SB 14
12 and returns the same with the recommendation that said bill do pass and be placed on the
13 consent calendar.

14 Also MR. SPEAKER:

15 The Committee on Education respectfully reports that it has had under consideration SB 71
16 and returns the same with the recommendation that said bill be amended as follows:

17 71ja

18 On page 2, after line 19 of the printed bill, insert:

19 " Section 2. That § 13-48-37 be amended to read as follows:

20 13-48-37. The secretary shall issue a certificate of authorization to provide postsecondary
21 education to any postsecondary institution named in § 13-48-36. The secretary also may issue
22 a certificate of authorization to provide postsecondary education to any other postsecondary
23 institution to provide educational programs at physical locations in this state if the
24 postsecondary institution:

25 (1) Is established as an instrumentality of this state or another state, or is legally
26 established to operate as a private business entity or nonprofit corporation in
27 accordance with applicable state law; and

(2) Is accredited or is operating under an affiliation agreement whose terms make an accredited postsecondary institution responsible for awarding academic credit and educational credentials to its students and maintaining transcripts for such students.".

4 71cta

5 On page 1, line 2, of the printed bill, after "South Dakota" insert ", and to revise the
6 requirements for an institution seeking such authorization".

7 And that as so amended said bill do pass and be placed on the consent calendar.

8 Respectfully submitted,
9 Jacqueline Sly, Chair

10 MESSAGES FROM THE SENATE

11 MR. SPEAKER:

12 I have the honor to return herewith HB 1001, 1002, 1003, 1004, 1011, 1035, 1039, 1067,
13 1069, 1070, 1071, 1072, 1073, 1076, 1078, 1084, 1099, 1107, 1117, and 1153 which have
14 passed the Senate without change.

15 Also MR. SPEAKER:

16 I have the honor to return herewith HB 1074, 1091, and 1127 which have been amended
17 by the Senate and your concurrence in the amendments is respectfully requested.

18 Also MR. SPEAKER:

19 I have the honor to transmit herewith SCR 3 which has been adopted by the Senate and
20 your concurrence is respectfully requested.

21 Respectfully,
22 Jeannette Schipper, Secretary

23 MOTIONS AND RESOLUTIONS

24 SCR 2: A CONCURRENT RESOLUTION, Expressing support for civic education in the
25 public schools in South Dakota, and recognizing March 6, 2013, as Civic Education Day at the
26 State Capitol.

1 Rep. Hoffman moved that SCR 2 as found on page 444 of the Senate Journal be concurred
2 in.

3 The question being on Rep. Hoffman's motion that SCR 2 be concurred in.

4 And the roll being called:

5 Yeas 67, Nays 0, Excused 3, Absent 0

6 Yeas:

7 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
8 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
9 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Hickey; Hoffman; Hunhoff (Bernie);
10 Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller;
11 Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson; Qualm;
12 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish; Sly; Soli; Solum;
13 Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink; Wismer;
14 Speaker Gosch

15 Excused:

16 Heinert; Munsterman; Schrempp

17 So the motion having received an affirmative vote of a majority of the members-elect, the
18 Speaker declared the motion carried and SCR 2 was concurred in.

19 HCR 1009 Introduced by: Representative Heinemann (Leslie) and Senator Heineman
20 (Phyllis)

21 A CONCURRENT RESOLUTION, Recognizing South Dakota's 125th birthday,
22 quasiquicentennial, during 2014.

23 WHEREAS, President Benjamin Harrison signed a statehood proclamation creating the
24 State of South Dakota at 3:40 p.m. on November 2, 1889; and

25 WHEREAS, South Dakota has been, and continues to be, a land of infinite variety, diverse
26 cultures, and hard working, caring people; and

27 WHEREAS, South Dakota is home for nine Native American tribes and many other peoples
28 with their own unique stories to tell through their art and culture; and

29 WHEREAS, South Dakota is the home of America's "Shrine of Democracy," Mount
30 Rushmore, which has attracted millions of people to South Dakota and inspired many more
31 millions with its carvings of Presidents Washington, Jefferson, Lincoln, and Roosevelt; and

32 WHEREAS, South Dakota is also the home of the Crazy Horse Memorial, the world's
33 largest mountain carving which honors Native American heroes; and

WHEREAS, South Dakotans take pride in the diversity of our backgrounds and land and shared core values to work together with "the best is yet to come" attitude; and

WHEREAS, South Dakota's agricultural producers have provided crops and livestock to feed our nation and the world in years of plenty and through years of drought and flood; and

WHEREAS, South Dakota shares its outdoor heritage of hunting, fishing, camping, and recreation with our sons and daughters and guests from around the nation; and

WHEREAS, South Dakota's rankings in comparison to other states and its own past shows that South Dakota continues to be an excellent place to live, work, and raise a family; and

WHEREAS, it is fitting and proper that South Dakotans celebrate 125 years of statehood with special events and activities in remembrance of South Dakota's past, celebrating successes, and looking forward to a prosperous future:

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Eighty-Eighth Legislature of the State of South Dakota, the Senate concurring therein, that the year 2014 and especially the week of November 2-8, 2014, be recognized to celebrate South Dakota's quasquicentennial.

Was read the first time and the Speaker waived the committee referral.

HCR 1010 Introduced by: Representative Bolin and Senators Otten (Ernie) and Lucas

A CONCURRENT RESOLUTION, Recognizing the achievements of President Gerald Ford.

WHEREAS, Gerald Ford, the thirty-eighth President of the United States, was born on July 14, 1913, in Omaha, Nebraska; and

WHEREAS, as a young man, Gerald Ford was a Boy Scout and achieved the rank of Eagle Scout; and

WHEREAS, Gerald Ford was an outstanding athlete in his adopted home town of Grand Rapids, Michigan, and was an All-American football player at the University of Michigan in the 1930s; and

WHEREAS, Gerald Ford earned a law degree from Yale University; and

WHEREAS, Gerald Ford served his country admirably in the United States Navy during WWII; and

WHEREAS, after WWII, Gerald Ford ran for Congress and served twenty-five consecutive years in the United States House of Representatives from 1949-1974; and

1 WHEREAS, during his time in Congress, Gerald Ford served honorably on the Warren
2 Commission, the official government investigation of the assassination of President John F.
3 Kennedy; and

4 WHEREAS, in 1974, Gerald Ford became President upon the resignation of Richard Nixon:

5 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Eighty-
6 Eighth Legislature of the State of South Dakota, the Senate concurring therein, that the
7 Legislature of South Dakota remembers that Gerald Ford served admirably, nobly, and honestly
8 as President, restoring the people's trust in that office, and, that in this one hundredth year since
9 the birth of Gerald Ford, does honor his memory and service to his nation and to his fellow man.

10 Was read the first time and the Speaker waived the committee referral.

11 HCR 1011 Introduced by: Representatives Rasmussen, Bartling, Bolin, Cammack,
12 Campbell, Carson, Conzet, Craig, Cronin, Dryden, Duvall, Ecklund, Erickson, Feickert, Gibson,
13 Gosch, Greenfield, Haggar (Don), Haggar (Jenna), Hajek, Hansen, Hawks, Hawley, Heinemann
14 (Leslie), Heinert, Hickey, Hoffman, Hunhoff (Bernie), Johns, Kirschman, Kopp, Latterell, Lust,
15 Magstadt, May, Mickelson, Miller, Munsterman, Nelson, Novstrup (David), Olson (Betty),
16 Otten (Herman), Peterson, Qualm, Ring, Romkema, Rounds, Rozum, Russell, Schaefer,
17 Schoenfish, Schrempp, Sly, Soli, Solum, Stalzer, Steele, Stevens, Tulson, Tyler, Verchio,
18 Werner, Westra, Wink, and Wismer and Senators Adelstein, Begalka, Bradford, Ewing,
19 Frerichs, Jensen, Johnston, Jones, Kirkeby, Lederman, Maher, Novstrup (Al), Omdahl,
20 Rampelberg, Rave, Sutton, and Welke

21 A CONCURRENT RESOLUTION, Encouraging pedestrians and bicyclists to wear bright
22 colored clothing when using a public highway and for motorists to watch for pedestrians and
23 bicyclists.

24 WHEREAS, in 2010, 4,280 pedestrians and 620 bicyclists were killed nationwide in traffic
25 accidents; and

26 WHEREAS, pedestrian and bicyclist deaths make up approximately fourteen percent of all
27 traffic fatalities nationwide; and

28 WHEREAS, more South Dakotans are walking and bicycling to improve their health and
29 are using public highways to do so; and

30 WHEREAS, on many South Dakota highways with little or no highway shoulders the
31 exposed nature of walking and bicycling to motor vehicle traffic is high; and

32 WHEREAS, nationwide twenty-five percent of bicycle deaths occurred between 9:00 p.m.
33 and 6:00 a.m. and another twenty-two percent occurred between 6:00 p.m. and 9:00 p.m.; and

34 WHEREAS, the National Highway Traffic Safety Administration suggests that pedestrians
35 and bicyclists increase their visibility by wearing brightly colored clothing and placing reflective
36 tape on their equipment or clothing; and

1 WHEREAS, educating pedestrians, bicyclists, and motorists about how to safely share a
2 public highway is more effective than enacting additional legislation:

3 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Eighty-
4 Eighth Legislature of the State of South Dakota, the Senate concurring therein, in order to
5 increase safety for pedestrians and bicyclists who use public highways in the state, that
6 pedestrians and bicyclists be urged to wear brightly colored clothing and place reflective tape
7 on their equipment when using public highways; and that motorists be advised to closely watch
8 for pedestrians and bicyclists who are using public highways of the state.

9 Was read the first time and the Speaker waived the committee referral.

10 HR 1002 Introduced by: Representatives Nelson, Bartling, Bolin, Cammack, Campbell,
11 Ecklund, Feickert, Feinstein, Gibson, Greenfield, Hagggar (Jenna), Hajek, Hawks, Hawley,
12 Heinemann (Leslie), Hickey, Hoffman, Hunhoff (Bernie), Kaiser, Killer, Kopp, Magstadt, May,
13 Miller, Olson (Betty), Otten (Herman), Qualm, Rasmussen, Ring, Rounds, Russell, Schoenfish,
14 Schrempp, Soli, Stalzer, Steele, Tulson, Tyler, Verchio, and Wick

15 A RESOLUTION, Urging the South Dakota Department of Veterans Affairs to be proactive in
16 facilitating the development of a South Dakota Veterans cemetery in eastern South Dakota and
17 in working with the South Dakota Department of Human Resources to ensure that South Dakota
18 veterans are afforded state employment opportunities.

19 WHEREAS, South Dakota's veterans have risked life and limb, in every clime and place,
20 and have never lost their nerve, in answering the call of duty of our nation and state. South
21 Dakotans gratefully acknowledge our veterans' service, sacrifices, and dedication to We the
22 People of this great state; and

23 WHEREAS, South Dakota legislators acknowledge receipt of repeated requests from
24 members of the American Legion, Veterans of Foreign Wars, Disabled American Veterans,
25 Marine Corps League, Paralyzed Veterans of America, Military Order of the Purple Heart, and
26 Fleet Reserve Association, as well as individual South Dakota veterans, to establish a veterans
27 cemetery in eastern South Dakota and for the State of South Dakota to provide accurate official
28 numbers of veterans and disabled veterans employed as state employees; and

29 WHEREAS, the federal government currently collects and publically disseminates accurate
30 official statistical employment information from federal employees regarding veteran/disabled
31 veteran status, with the full support of the Equal Employment Opportunity Commission. The
32 federal government does so to monitor and attempt to ensure that America's veterans are not
33 being discriminated against in federal employment preference; and

34 WHEREAS, South Dakota Codified Law 3-3-1 requires veterans and veterans with service
35 connected disabilities to be given preference in public employment. However, the Department
36 of Human Resources currently does not compile accurate official statistical information from
37 state employees regarding their veteran/disabled veteran status; and

1 WHEREAS, we the duly elected legislators of the people, are committed to ensuring that
2 the will of the people of South Dakota to support our veterans is respected and accomplished;
3 and

4 WHEREAS, in opposing recent failed legislation requiring such measures, Department of
5 Veterans Affairs personnel indicated they would be "proactive" on these issues if left to their
6 own devices:

7 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Eighty-
8 Eighth Legislature of the State of South Dakota, that the South Dakota House of Representatives
9 expresses its support for establishing a state veterans cemetery in eastern South Dakota and for
10 employment measures to ensure that South Dakota's veterans and disabled veterans are not
11 discriminated against and are provided state employment preference in accordance with the
12 wishes of South Dakota citizens and as required by state law; and

13 BE IT FURTHER RESOLVED, that the South Dakota Department of Veterans Affairs and
14 Department of Human Resources are strongly urged to be proactive in addressing these issues.

15 Was read the first time and the Speaker waived the committee referral.

16 SCR 3: A CONCURRENT RESOLUTION, Urging the members of the South Dakota
17 Congressional delegation to sponsor and support legislation granting states the authority to
18 require sellers, regardless of nexus, to collect sales and use taxes if certain tax simplification and
19 streamlining thresholds are met by the states.

20 Was read the first time and the Speaker waived the committee referral.

21 CONSIDERATION OF REPORTS OF COMMITTEES

22 Rep. Lust moved that the report of the Standing Committee on

23 Agriculture and Natural Resources on SB 1 as found on page 476 of the House Journal be
24 adopted.

25 Which motion prevailed.

26 SECOND READING OF CONSENT CALENDAR ITEMS

27 SB 121: FOR AN ACT ENTITLED, An Act to repeal certain provisions relating to the
28 Commission on Intergovernmental Cooperation.

29 Was read the second time.

1 The question being "Shall SB 121 pass as amended?"

2 And the roll being called:

3 Yeas 67, Nays 0, Excused 3, Absent 0

4 Yeas:

5 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
6 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
7 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Hickey; Hoffman; Hunhoff (Bernie);
8 Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller;
9 Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson; Qualm;
10 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish; Sly; Soli; Solum;
11 Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink; Wismer;
12 Speaker Gosch

13 Excused:

14 Heinert; Munsterman; Schrempp

15 So the bill having received an affirmative vote of a majority of the members-elect, the
16 Speaker declared the bill passed and the title was agreed to.

17 **SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

18 HB 1214: FOR AN ACT ENTITLED, An Act to provide medical care for certain unborn
19 children.

20 Having had its second reading was up for consideration and final passage.

21 1214jb

22 Rep. Mickelson moved that HB 1214 be amended as follows:

23 On page 2, after line 23 of the House State Affairs Committee engrossed bill, insert:

24 " Section 8. The department shall report at least annually to the Legislature on the cost to the
25 state of South Dakota on any waivers or state plan amendments to either expand eligibility or
26 services under Title XXI or Title XIX of the federal Social Security Act entered into after
27 January 1, 2013. Such report shall also include whether such expanded eligibility or services
28 could be reduced or additional costs placed upon the beneficiaries of such expanded program
29 or services under Title XXI or Title XIX of the federal Social Security Act under current or
30 pending federal law."

31 Which motion prevailed.

1 1214ra

2 Rep. Hickey moved that HB 1214 be further amended as follows:

3 On page 2, after line 23 of the House State Affairs Committee engrossed bill, insert:

4 " Section 8. For the purposes of this Act, the term, prenatal medical services, does not include
5 an abortion unless the abortion is necessitated by a medical emergency as defined in subdivision
6 34-23A-1(5).".

7 Which motion prevailed.

8 1214ua

9 Rep. Russell moved that HB 1214 be further amended as follows:

10 On page 1, line 3, after "care" insert "pilot".

11 On page 1, line 4, before "program" insert "pilot".

12 On page 1, line 12, after "care" insert "pilot".

13 On page 2, line 17, after "this" insert "pilot".

14 On page 2, line 21, after "this" insert "pilot".

15 On page 2, after line 23 of the House State Affairs Committee engrossed bill, insert:

16 " Section 8. There is hereby appropriated from the general fund the sum of two hundred forty-
17 one thousand seven hundred seventy-seven dollars (\$241,777), or so much thereof as may be
18 necessary, and two hundred eighty-six thousand one hundred nineteen dollars (\$286,119), or so
19 much as may be necessary of federal fund expenditure authority to the Department of Social
20 Services for the purpose of establishing the pilot program in this Act.

21 Section 9. The secretary of the Department of Social Services shall approve vouchers and
22 the state auditor shall draw warrants to pay expenditures authorized by this Act.

23 Section 10. Any amounts appropriated in this Act not lawfully expended or obligated shall
24 revert in accordance with the procedures prescribed in chapter 4-8.".

25 A roll call vote was requested and supported.

26 The question being on Rep. Russell's motion that HB 1214 be further amended.

27 And the roll being called:

1 Yeas 24, Nays 43, Excused 3, Absent 0

2 Yeas:

3 Campbell; Carson; Duvall; Feickert; Greenfield; Haggar (Don); Haggar (Jenna); Kaiser; Kopp;
4 Latterell; May; Mickelson; Miller; Nelson; Olson (Betty); Otten (Herman); Qualm; Rozum;
5 Russell; Stalzer; Tulson; Verchio; Werner; Westra

6 Nays:

7 Bartling; Bolin; Cammack; Conzet; Craig; Cronin; Dryden; Ecklund; Erickson; Feinstein;
8 Gibson; Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Hickey; Hoffman; Hunhoff
9 (Bernie); Johns; Killer; Kirschman; Lust; Magstadt; Novstrup (David); Parsley; Peterson;
10 Rasmussen; Ring; Romkema; Rounds; Schaefer; Schoenfish; Sly; Soli; Solum; Steele; Stevens;
11 Tyler; Wick; Wink; Wismer; Speaker Gosch

12 Excused:

13 Heinert; Munsterman; Schrempp

14 So the motion not having received an affirmative vote of a majority of the members
15 present, the Speaker declared the motion lost.

16 1214rb

17 Rep. Olson moved that HB 1214 be further amended as follows:

18 On page 2, after line 23 of the House State Affairs Committee engrossed bill, insert:

19 " Section 8. The department shall report the name and address of any illegal immigrant who
20 applies for services pursuant to this Act to Immigration and Customs Enforcement."

21 Which motion lost.

22 Rep. Lust moved the previous question.

23 Which motion prevailed.

24 The question being "Shall HB 1214 pass as amended?"

25 And the roll being called:

26 Yeas 39, Nays 28, Excused 3, Absent 0

1 Yeas:

2 Bartling; Bolin; Craig; Cronin; Dryden; Ecklund; Erickson; Feinstein; Gibson; Hajek; Hansen;
3 Hawks; Hawley; Heinemann (Leslie); Hickey; Hoffman; Hunhoff (Bernie); Johns; Killer;
4 Kirschman; Lust; Magstadt; Miller; Nelson; Novstrup (David); Parsley; Peterson; Rasmussen;
5 Ring; Romkema; Schoenfish; Sly; Soli; Steele; Stevens; Tyler; Wick; Wink; Wismer

6 Nays:

7 Cammack; Campbell; Carson; Conzet; Duvall; Feickert; Greenfield; Haggar (Don); Haggar
8 (Jenna); Kaiser; Kopp; Latterell; May; Mickelson; Olson (Betty); Otten (Herman); Qualm;
9 Rounds; Rozum; Russell; Schaefer; Solum; Stalzer; Tulson; Verchio; Werner; Westra; Speaker
10 Gosch

11 Excused:

12 Heinert; Munsterman; Schrempp

13 So the bill having received an affirmative vote of a majority of the members-elect, the
14 Speaker declared the bill passed and the title was agreed to.

15 **SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS**

16 Rep. Lust moved that the balance of the calendar including SB 86, 156, 68, 88, 145, 96,
17 22, 29, 30, 239, 69, 103, 118, 10, 11, 189, 190, 151, 158, 3, 4, 33, 35, 36, 80, 5, 39, 139, 168,
18 181, 17, 205, and 166 be deferred to Monday, February 25, the 29th legislative day.

19 Which motion prevailed.

20 There being no objection, the House reverted to Order of Business No. 5.

21 **REPORTS OF STANDING COMMITTEES**

22 MR. SPEAKER:

23 The Committee on Judiciary respectfully reports that it has had under consideration SB 43
24 and 120 and returns the same with the recommendation that said bills do pass.

25 Also MR. SPEAKER:

26 The Committee on Judiciary respectfully reports that it has had under consideration SB 147
27 and returns the same with the recommendation that said bill be amended as follows:

1 147rc

2 On page 2, line 5, of the Senate Judiciary Committee engrossed bill, delete everything after
3 "been" and insert "living in the same household".

4 On page 2, line 21, delete "; and" and insert ".".

5 On page 2, delete lines 22 to 24, inclusive.

6 And that as so amended said bill do pass.

7 Respectfully submitted,
8 Brian G. Gosch, Chair

9 Also MR. SPEAKER:

10 The Committee on Commerce and Energy respectfully reports that it has had under
11 consideration SB 119 and returns the same with the recommendation that said bill do pass.

12 Respectfully submitted,
13 Roger D. Solum, Chair

14 Also MR. SPEAKER:

15 The Committee on Legislative Procedure respectfully reports that HB 1086, 1106, and
16 1140 were delivered to his Excellency, the Governor, for his approval at 10:25 a.m., February
17 22, 2013.

18 Also MR. SPEAKER:

19 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing
20 and Enrolling has carefully compared HB 1001, 1002, 1003, 1004, 1011, 1035, 1039, 1067,
21 1069, 1070, 1071, 1072, 1073, 1076, 1078, 1084, 1099, 1107, 1117, and 1153 and finds the
22 same correctly enrolled.

23 Respectfully submitted,
24 Brian G. Gosch, Chair

SIGNING OF BILLS

The Speaker publicly read the title to

HB 1001: FOR AN ACT ENTITLED, An Act to require mineral developers to give notice to surface owners before entering the land.

HB 1002: FOR AN ACT ENTITLED, An Act to provide for the creation of a trust account for unlocatable mineral interest owners.

HB 1003: FOR AN ACT ENTITLED, An Act to revise the purpose of the agriculture mediation program.

HB 1004: FOR AN ACT ENTITLED, An Act to provide for the award of treble damages in certain surface depredation cases.

HB 1011: FOR AN ACT ENTITLED, An Act to authorize the Board of Hearing Aid Dispensers and Audiologists to establish a thirty day trial period for the sale of hearing aids.

HB 1035: FOR AN ACT ENTITLED, An Act to allow electronic submission and record keeping of placed in service reports.

HB 1039: FOR AN ACT ENTITLED, An Act to clarify the gross receipts subject to taxation by the retail sales and service tax, the gross receipts tax on visitor related businesses, the municipal non-ad valorem tax, and the municipal gross receipts tax.

HB 1067: FOR AN ACT ENTITLED, An Act to designate POW/MIA Recognition Day as a working holiday.

HB 1069: FOR AN ACT ENTITLED, An Act to increase the administrative assessment fee for the guarantee fund.

HB 1070: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the failure to fulfill the responsibilities of jury duty.

HB 1071: FOR AN ACT ENTITLED, An Act to revise the contents of the application for the discharge of a civil judgment debt discharged in bankruptcy.

HB 1072: FOR AN ACT ENTITLED, An Act to repeal certain provisions providing a criminal penalty for a political party to endorse or nominate a judicial candidate.

HB 1073: FOR AN ACT ENTITLED, An Act to establish a procedure for the determination of the competency of a juvenile to proceed in a juvenile court matter.

HB 1076: FOR AN ACT ENTITLED, An Act to repeal the requirement to separately publish certain information concerning county poor relief from the minutes of the county commissions.

1 HB 1078: FOR AN ACT ENTITLED, An Act to revise the location where certain county
2 highway maps may be filed.

3 HB 1084: FOR AN ACT ENTITLED, An Act to designate Purple Heart Recognition Day
4 as a working holiday.

5 HB 1099: FOR AN ACT ENTITLED, An Act to authorize municipalities to pay for certain
6 services in advance.

7 HB 1107: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to
8 drainage utility fees in municipalities.

9 Journal correction: See page 539 of the House Journal.
10

11 HB 1153: FOR AN ACT ENTITLED, An Act to exempt certain environmental upgrade
12 values from assessment during construction and to provide a sunset clause for the environmental
13 upgrade exemption.

14 And signed the same in the presence of the House.

15 Rep. Steele moved that the House do now adjourn, which motion prevailed and at
16 1:43 p.m. the House adjourned.

17 Arlene Kvislen, Chief Clerk